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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/590,860	04/23/2007	Jan de Bont	294-258 PCT/US	3812

23869 7590 11/09/2010
HOFFMANN & BARON, LLP
6900 JERICO TURNPIKE
SYOSSET, NY 11791

EXAMINER

LILLING, HERBERT J

ART UNIT	PAPER NUMBER
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1657

MAIL DATE	DELIVERY MODE
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11/09/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10590860	4/23/07	DE BONT ET AL.	294-258 PCT/US

HOFFMANN & BARON, LLP
6900 JERICO TURNPIKE
SYOSSET, NY 11791

EXAMINER

HERBERT J. LILLING

ART UNIT	PAPER
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1657	20101106
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DATE MAILED:

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Commissioner for Patents

Receipt is acknowledged of an election response filed September 03, 2010 for this RCE filed on December 21, 2009 for this application which was filed August 28, 2006 for this application which is a 371 of PCT/NL05/00147 filed 03/01/2005 which claims benefit to EPO 04075638.9 filed 03/01/2004.

Applicant had properly elected the species as noted by A-D; however, the reply filed on September 03, 2010 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

“Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected species, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.”

Claims 12 [independent claim] and 13-29 [dependent claims] are now pending in this application which species election are required to indicate all of the claims commensurate in scope with the elected species.

If Applicant requires any assistance or clarification for the election, it is advised to contact this Examiner to expedite this application.

See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HERBERT J. LILLING whose telephone number is 571-272-0918. The examiner can normally be reached on WORK AT HOME MAXIFLEX. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jon Weber can be reached on 571-272-0925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

H.J.Lilling: HJL

November 06, 2010

/HERBERT J LILLING/Primary Examiner, Art Unit 1657

